

**COPY OF DECLARATION FILED DECEMBER 18,**  
**2001 AND PTO DATE STAMPED FILING RECEIPT**

## RULE 63 (37 C.F.R. 1.63)

DECLARATION AND POWER OF ATTORNEY FOR UTILITY OR DESIGN PATENT APPLICATION IN THE  
UNITED STATES PATENT AND TRADEMARK OFFICE☒ Declaration Submitted with Initial Filing or ☐ Declaration Submitted after Initial Filing (surcharge 37 CFR 1.16 (e) required)

As a below named inventor, I hereby declare that my residence, post office address and citizenship are as stated below next to my name, and I believe I am the original, first and sole inventor (if only one name is listed below) or an original, first and joint inventor (if plural names are listed below) of the subject matter which is claimed and for which a patent is sought on the INVENTION ENTITLED  
NOVEL RECOMBINANT ANTIBODY, AMINO ACID SEQUENCES OF ITS, the specification of which is:

☐ attached hereto COMPLEMENTARITY DETERMINING REGIONS AND GENES ENCODING THE SAME  
OR

☒ was filed on (MM/DD/YYYY) 4/18/2001 As United States Application Number (Attorney Docket No. \_\_\_\_\_) or  
PCT International Application No. PCT/JP01/03308 and was amended on \_\_\_\_\_ (if applicable)

I hereby state that I have reviewed and understand the contents of the above identified specification, including the claims, as amended by any amendment referred to above. I acknowledge the duty to disclose all information known to me to be material to patentability as defined in 37 C.F.R. 1.56 including for continuation-in-part application, material information which becomes available between the filing date of the prior application and the national or PCT international filing date of the continuation-in-part application.

I hereby claim foreign priority benefits under 35 U.S.C. 119(a)-(d) or 365(b) of any foreign application(s) for patent or inventor's certificate, or 365(a) of any PCT international Application which designated at least one country other than the United States of America, listed below and have also identified below, by checking the box, any foreign application for patent or inventor's certificate, or any PCT international application having a filing date before that of the application on which priority is claimed.

PRIOR FOREIGN APPLICATION(S)

Number	Country	Foreign Filing Date (MM/DD/YYYY)
117394/2000	Japan	4/19/2000

Priority Not Claimed☐Certified Copy Attached?YesNo☐☒

I hereby claim the benefit under 35 U.S.C. 119(e) of any United States provisional Application(s) listed below.

PRIOR U.S. PROVISIONAL(S)Application No. (series code/serial no.)Filing Date (MM/DD/YYYY)

I hereby declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under Section 1001 of Title 18 of the United States Code and that such willful false statements may jeopardize the validity of the application or any patent issued thereon.

I hereby appoint the registered practitioners represented by Customer No.: 20736 to prosecute this application and transact all business in the U.S. Patent and Trademark Office in connection therewith. Direct all correspondence to Manelli Denison & Selter PLLC at Customer No.: 20736.

- INVENTOR'S SIGNATURE: Yoshiaki Fukuda Date December 14, 2001  
 Inventor's Name (typed) Yoshiaki First FUKUDA Middle Initial  Family Name Japan  
 Residence (City) Osaka, Japan (State)   
 Post Office Address (Include Zip Code) 18-7-202, Inaba-cho, Ibaraki-shi, Osaka 567-0827 Japan
- INVENTOR'S SIGNATURE: Kazuhiko Nagahira Date December 14, 2001  
 Inventor's Name (typed) Kazuhiko First NAGAHIRA Middle Initial  Family Name Japan  
 Residence (City) Kyoto, Japan (State)   
 Post Office Address (Include Zip Code) 1-19-6, Takino-cho, Nagaokakyo-shi, Kyoto 617-0817 Japan
- INVENTOR'S SIGNATURE: Toshihiro Nakanishi Date December 14, 2001  
 Inventor's Name (typed) Toshihiro First NAKANISHI Middle Initial  Family Name Japan  
 Residence (City) Osaka, Japan (State)   
 Post Office Address (Include Zip Code) 11-18, Nakatsu-cho, Ibaraki-shi, Osaka 567-0824 Japan

☐ Additional Inventors are being named on the \_\_\_\_\_ supplemental additional inventor sheet(s) attached hereto.

MDS Jan 2001

**RECORDATION FORM COVER SHEET  
PATENT APPLICATIONS & PATENTS ONLY**

TO THE ASSISTANT COMMISSIONER OF PATENTS AND TRADEMARKS:  
SIR: PLEASE RECORD THE ATTACHED ORIGINAL DOCUMENTS OR COPY THEREOF.

## 1. NAME OF CONVEYING PARTY(IES) (ASSIGNORS(S)):

1. Yoshiaki FUKUDA  
3. Toshihiro NAKANISHI  
5.  
7.

2. Kazuhiro NAGAGIRA  
4.  
6.  
8.

ADDITIONAL NAME(S) OF CONVEYING PARTY(IES) ATTACHED? ☐ YES ☒ NO

## 2. PARTY(IES) (ASSIGNEE(S)) RECEIVING INTEREST:

NAME: SUNTORY LIMITED

ADDRESS: 1-40, Dojimahama 2-chome, Kita-ku, Osaka-shi, Osaka 530-8203 Japan

ADDITIONAL NAME(S) & ADDRESS(ES) ATTACHED? ☐ YES ☒ NO

## 3. NATURE OF CONVEYANCE (DOCUMENT):

(Submit herewith only one document for recordation—multiple copies of same Assignment signed by different inventors is one document)

☒ ASSIGNMENT OF ☒ WHOLE ☐ PART INTEREST  
☐ ORIGINAL ☐ FACSIMILE/PHOTOCOPY  
☐ CHANGE OF NAME ☐ VERIFIED TRANSLATION  
☐ SECURITY ☐ MERGER ☐ OTHER:

EXEC. DATE: December 14, 2001

EXECUTION DATE(S) ON THE DECLARATION IF FILED HEREWITH: (NOTE: IF DATES ON DECLARATION AND ASSIGNMENT DIFFER SEE ATTY!)

4.5 APPL. NO.(S) OR PAT NO.(S). OTHERS ON ADDITIONAL SHEET(S) attached? ☐ YES ☒ NO

A. PAT. APP NO(S) series code/serial no	M#	1 <sup>st</sup> INVENTOR if not in item 1	B. PATENT NO(S)	M#	1 <sup>st</sup> INVENTOR if not in item 1
10/018,245	46224				

5. Name & Address of Party to Whom Correspondence  
Concerning Document Should be Mailed:

Paul E. White, Jr.  
Manelli Denison & Selter PLLC  
2000 M Street, N.W., Suite 700  
Washington, D.C. 20036

6. NUMBER INVOLVED:  
APPLNS 1 + PATS 0 = TOTAL 1

7. AMOUNT OF FEE ENCLOSED: (Code 581)  
ABOVE TOTAL x \$40 = \$40

5.5 ATTY DKT:

46224

CH:HE PC/S-38-261US

8. IF ABOVE FEE IS MISSING OR INADEQUATE CHARGE  
INSUFFICIENCY TO DEPOSIT ACCOUNT NUMBER: 50-0687  
UNDER ORDER NO 46224

MATTER NO.

CLIENT REF.

dup. sheet not required

CLIENT NO.

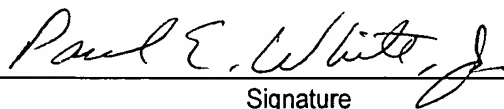
MATTER NO.

04/11/2002 00000037 10018245

01 Fee: 581 40.00 OP

## 9. STATEMENT AND SIGNATURE.

To the best of my knowledge and belief, the foregoing information is true and correct and any attached copy is a true copy of the original document.



Signature

10. Total number of pages including this  
cover sheet, attachments and document  
(do not file dup. Cover sheet)

2

Attorney: Paul E. White, Jr.

Reg. No. 32,011

Att/Sec: /

TEL: 202-261-1050

Date: April 11, 2002

FAX: 202-887-0336

FILE WITH PTO RETURN RECEIPT (PAT-103A)

Please return signed/recorded to:

Manelli Denison & Selter, PLLC  
2000 M Street, N.W., 7th Floor  
Washington, DC 20036-0336

U.S. Appl. No. 10/018,245  
Filed December 18, 2001

USA Patent Appln.  
Sole or Joint

For Inventions made outside USA  
executed with or after application

Atty. Dkt. P

M#

Client Ref.

NONPROVISIONAL

ASSIGNMENT  
OF NONPROVISIONAL APPLICATION

NONPROVISIONAL

In consideration of the sum of Ten Dollars (\$10.00) and other good and valuable consideration paid to each of the undersigned, to wit:

INSERT  
NAME(S) OF  
INVENTOR(S)

(1) Yoshiaki FUKUDA	(2) Kazuhiro NAGAHIRA
(3) Toshihiro NAKANISHI	(4)
(5)	<input type="checkbox"/> x box if continued on page 2

the receipt and sufficiency of which are hereby acknowledged by the undersigned who at the request of, hereby sell(s), assign(s) and transfer(s) unto:

INSERT  
NAME(S) OF  
ASSIGNEE(S)  
& ADDRESS(ES)

SUNTORY LIMITED of 1-40, Dojimahama 2-chome, Kita-ku,  
Osaka-shi, Osaka 530-8203 Japan

(hereinafter designated "ASSIGNEE") the entire right, title and interest for the United States of America as defined in 35 U.S.C. 100, in the invention and all applications including any and all divisions, continuations, substitutes, and reissues thereof; and all resulting patents, known as

TITLE OF  
INVENTION

NOVEL RECOMBINANT ANTIBODY, AMINO ACID SEQUENCES OF ITS COMPLEMENTARITY  
DETERMINING REGIONS AND GENES ENCODING THE SAME

for which the undersigned executed an application for Letters Patents of the United States of America:

NOTE → →

(Complete  
line A, B and/or C)

(A) ☒ even date herewith

(B) ☐ on

(C) ☐ in U.S. Appl. No. / filed

AND the undersigned hereby authorize(s) and request(s) the United States Commissioner of Patents and Trademarks to issue said Letters Patent to the said ASSIGNEE, for its interest as ASSIGNEE, its successors, assigns and legal representatives; the undersigned agree(s) that the attorney of record in said application shall hereinafter act on behalf of said ASSIGNEE;

AND the undersigned hereby agree(s) to testify and execute any papers for ASSIGNEE, its successors, assigns and legal representatives, deemed essential by ASSIGNEE to ASSIGNEE'S full protection and title in and to the invention hereby transferred.

NOTE → → The undersigned hereby authorize(s) Manelli Denison & Selter PLLC of the above address to insert hereon any further identification necessary or desirable for recordation of this document.

INVENTORS

1): Yoshiaki Fukuda  
Name: Yoshiaki FUKUDA  
2) Kazuhiro Nagahira  
Name: Kazuhiro NAGAHIRA  
3) Toshihiro Nakanishi  
Name: Toshihiro NAKANISHI  
4) Name: \_\_\_\_\_  
Name: \_\_\_\_\_  
5) Name: \_\_\_\_\_  
Name: \_\_\_\_\_

DATE SIGNED

December 14, 2001

December 14, 2001

December 14, 2001

WITNESSES

Masashi Matsuo

Masashi Matsuo

Masashi Matsuo